Docket No.: 043888-0267 PATENT

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Tsutomu OHZUKU, et al.

Application No.: 10/629,815

Filed: July 30, 2003

Group Art Unit: 1745

RESPONSE UNDER 37 C.F.R. 1.116 EXPEDITED PROCEDURE

Customer No.: 20277 Confirmation No.: 9492

Examiner: LEE, CYNTHIA K

Title: POSITIVE ELECTRODE ACTIVE MATERIAL AND NON-AQUEOUS ELECTROLYTE SECONDARY BATTERY CONTAINING THE SAME

AUG 0 3 2007

AMENDMENT UNDER 37 C.F.R. § 1.116

Mail Stop AF Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

These amendments and remarks are filed in response to the final Office Action dated May 3, 2007, pursuant to 37 C.F.R. § 1.116.

Amendments to the Claims begin on page 2 of this paper.

Remarks begin on page 5 of this paper.